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**FILED**

DISTRICT COURT OF GUAM

MAR - 2 2005 pbc

MARY L.M. MORAN  
CLERK OF COURT

8  
9 **IN THE UNITED STATES DISTRICT COURT**  
10 **FOR THE DISTRICT OF GUAM**

11  
12 UNITED STATES OF AMERICA, )  
13 Plaintiff, )  
14 vs. )  
15 BRIAN WILLIAM ELM, )  
16 Defendant. )

Criminal Case No.

**05-00021**

**INDICTMENT**

**FELON IN POSSESSION OF  
A FIREARM**  
{18 U.S.C. §§ 922(g)(1) & 924(a)(2)}

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19 **THE GRAND JURY CHARGES:**

20 On or about the 13<sup>th</sup> day of September 2003, in the District of Guam, the defendant,  
21 BRIAN WILLIAM ELM, having been convicted in the United States District Court for the  
22 District of Guam on or about December 23, 1996, of a crime punishable by imprisonment for a

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1 term exceeding one year, did knowingly possess in and affecting commerce a firearm, to wit: a  
2 .9mmColt Semi Automatic Pistol, Serial Number 58197LW, which had been shipped and  
3 transported in interstate and foreign commerce, in violation of Title 18, United States Code,  
4 Sections 922(g)(3) and 924(a)(2).

5 DATED this 22 day of March, 2005.

6 A TRUE BILL.

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9   
Foreperson

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11 LEONARDO M. RAPADAS  
12 United States Attorney  
Districts of Guam and NMI

13  
14 By: 

RUSSELL C. STODDARD  
First Assistant U.S. Attorney

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17   
18 JOSEPH N. WILSON  
Criminal Chief